THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No.7615 OF 2007

Dated 16th April 2007

Between:

K.Gopal Reddy

…Petitioner

and

The Secretary, Regional Transport Authority,
Tirupathi & another.

…Respondents

THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No.7615 OF 2007

O R D E R:

The vehicle of the petitioner, bearing No.AP-20-U-8771, a Light Motor Vehicle, was seized on 22.1.2007, through a vehicle check report, by the 2nd respondent. It was pointed out that the vehicle was overloaded by four persons, and the documents covering the vehicle, were not produced. The 1st respondent issued a show-cause notice on 21.2.2007, directing the petitioner to explain, as to why the registration of the vehicle shall not be suspended, under Section 53(2) of the Motor Vehicles Act, in view of the contraventions, on the part of the petitioner. Petitioner states that he approached the respondents for release of the vehicle, and so far no action has been taken, thereon.

Heard the learned counsel for the petitioner and learned Government Pleader for Transport.

The question as to whether the registration of the vehicle of the petitioner deserves to be suspended, for the contraventions alleged against him, needs to be considered, while passing final orders. The vehicle has been seized, 3½ months back. The continued seizure does not advance the interests of the respondents, and on the other hand, it would expose the vehicle to damage and theft of parts.

Hence, the writ petition is disposed of, directing the respondents to release the vehicle, on petitioner depositing a sum of Rs.5,000/- (rupees five thousand only). It is directed that the release so made, shall be without prejudice to the proceedings that are initiated, against the petitioner. There shall be no order as to costs.

_____

16th April 2007

Note: Issue C.C.by tomorrow.

(B/0)

PAN